NOV 0 8 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

ATTY. DOCKET NO.:

AUS920000620US1

IN RE APPLICATION OF:

GREGORY M. NORDSTROM

**EXAMINER:** 

MOHAMMAD SIDDIO

SERIAL NO .:

09/692.342

§

§

FILED:

OCTOBER 19, 2000

ART UNIT:

2154

FOR:

METHOD AND SYSTEM FOR INFORMING AN OPERATING SYSTEM IN A SYSTEM AREA NETWORK WHEN A NEW **DEVICE IS CONNECTED** 

APPEAL BRIEF UNDER 37 C.F.R. §1.192

Mail Stop Appeal Briefs - Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Brief is submitted in support of the Appeal of the Examiner's final rejection of Claims 1-22 in the above-identified application. A Notice of Appeal was filed in this case on September 7, 2004 and received in the United States Patent and Trademark Office on September 7, 2004. Please charge the fee of \$340.00 due under 37 C.F.R. §1.17(c) for filing the brief, as well as any additional required fees, to IBM Deposit Account No. 09-0447.

## Certificate of Transmission/Mailing

I hereby certify that this correspondence is being facsimile transmitted to the USPTO at 103-872-9306 or deposited with the United States Postal Service with sufficient postage as first class mall in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 pnyhe date shown below.

Typed or Printed Name: Shenise Ramdeen Date: November 8.

AUS920000620US1

Appeal Brief -1Serial No. 09/692,342

PAGE 2/16 \* RCVD AT 11/8/2004 6:55:33 PM (Eastern Standard Time) \* SVR:USPTO-EFXRF-1/4 \* DNIS:8729306 \* CSID:5123436446 \* DURATION (mm-ss):04-66

## CONCLUSION

Appellant has pointed out with specificity the manifest error in the Examiner's rejections, and the claim language, which renders the invention patentable over the reference. Appellant, therefore, respectfully requests that this case be remanded to the Examiner with instructions to issue a Notice of Allowance for all pending claims.

Respectfully submitted

Bustace P. Isidore Reg. No. 56,104

DILLON & YUDELL LLP

8911 N. Capital of Texas Highway

Suite 2110

Austin, Texas 78759

512-343-6116

ATTORNEY FOR APPELLANT

AUS920000620US1

Appeal Brief

Seriel No. 19/692,242